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S. Dianne Franklin

Assistant Commissioner for Patents
Washington, D.C. 20231

Attorney Docket No. 00184D/LH

This is a request for filing a

☐ Continuation

☒ Divisional

application under 37 CFR 1.53(b), of pending prior application Serial Number 09/532,818
filed on March 21, 2000

of (inventor(s)): Tomio ENDO
Yukio EDA
Katsuya SADAMORI



01933

PATENT TRADEMARK OFFICE

ASSIGNMENT INFORMATION FOR PUBLICATION:

Assignee: Olympus Optical Co., Ltd.

Address: 43-2, Hatagaya 2-chome, Shibuya-ku, Tokyo, Japan

entitled: CONFOCAL MICROSCOPE

1a. ☐ Enclosed is specification, claims and drawings of the continuation or divisional application with a copy of the Oath or Declaration in the prior application.

1b. ☒ Enclosed is a copy of the prior application including a copy of the Post-filed Declaration and transmittal letter.

1c. ☒ A Preliminary Amendment is enclosed.

1d. ☐ Paper entitled Deletion of Inventor(s) Pursuant to 37 CFR 1.63(d)(2).

2. ☒ FEE: The filing fee is calculated below:

Claims as filed, less any claims cancelled by amendment herewith:

Calculations	Number Filed	Number Extra	Rate
Total Claims	<u>7</u> - 20 =		x \$18.00 = \$
Independent Claims	<u>2</u> - 3 =		x \$84.00 = \$
MULTIPLE DEPENDENT CLAIMS			+ \$280.00 = \$
		BASIC FEE	\$ 740.00
		Total of above Calculations	\$ <u>740.00</u>

3. ☒ To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.

4. ☒ A check in the amount of \$ 740.00 is enclosed.

5. ☒ Cancel claims 1-7 of the prior application (see Preliminary Amendment filed concurrently herewith).

6. ☒ Amend the specification by inserting before the first line the new paragraph:

This is a ☐ continuation, ☒ division of

application Serial Number 09/532,818 filed March 21, 2000.

7. ☒ New formal drawings are enclosed. 14 Sheets, Figs. 1-22

8. ☒ The prior application is assigned to Olympus Optical Co., Ltd., Tokyo, Japan

9. ☐ Copies of Verified Statement(s) claiming Small Entity Status filed in said application Serial No.

Small entity status is still proper and desired.

10. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 1a or 1b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

11. ☒ The Power of Attorney in the prior application includes the following:

LEONARD HOLTZ, Reg. No. 22,974;
THOMAS LANGER, Reg. No. 27,264
RICHARD S. BARTH, Reg. No. 28,180
ROBERT P. MICHAL, Reg. No. 35,614

HERBERT GOODMAN, Reg. No. 17,081
MARSHALL J. CHICK, Reg. No. 26,853
DOUGLAS HOLTZ, Reg. No. 33,902

- 12a. ☒ The power appears in the original papers of the prior application.

- 12b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

13. ☒ Address all future communications to:

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
767 Third Avenue - 25th Floor
New York, New York 10017-2023

Tel. No. (212) 319-4900
Fax. No. (212) 319-5101

14. ☒ Priority claim (35 USC 119) is made based upon

Japanese Patent Application No. 11-078281
Japanese Patent Application No. 11-080026
Japanese Patent Application No. 11-080028
Japanese Patent Application No. 11-080202

Filed: 23 March 1999
Filed: 24 March 1999
Filed: 24 March 1999
Filed: 24 March 1999

Certified copy(ies) filed on March 21, 2000

in said application Serial No. 09/532,818

15. ☒ Information Disclosure Statement ☒ PTO/SB/08A ☒ PTO/SB/08B

16. ☒ Letter to the Official Draftsperson

17. ☒ Change of Correspondence Address Application

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.

By: LEONARD HOLTZ
Reg. No.: 22,974

Attorney Docket No. 00184D/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Tomio ENDO et al

Serial No. : To be assigned (Division of
USSN 09/532,818, filed
March 21, 2000)

Filed : Concurrently herewith

For : CONFOCAL MICROSCOPE

Prior
Art Unit : 2872

Prior
Examiner : T. Q. Nguyen

**LETTER TO THE OFFICIAL DRAFTSPERSON
SUBMISSION OF CORRECTED FORMAL DRAWINGS**

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

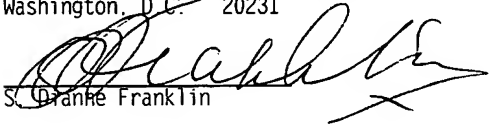
Submitted herewith are corrected sheets of formal drawings including corrected Figs. 5B, 6 and 9, which should replace the corresponding sheets presently on file. The attached sheets of corrected formal drawings include the proposed drawing correction filed in parent application Serial No. 09/532,818 and which was approved by the Examiner in said parent application.

Fig. 5B has been amended as indicated in red on the accompanying copy thereof to change reference numeral "36" to --36b--.

Figs. 6 and 9 have been amended as indicated in red on the accompanying copies thereof to reverse the proportional areas of

#2/drawings
4/27/02
C. Davis

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S. Drake Franklin

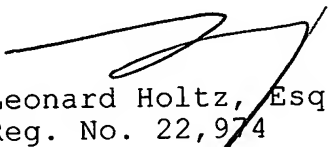
In the event that this Paper is late filed,
and the necessary petition for extension of
time is not filed concurrently herewith,
please consider this as a Petition for the
requisite extension of time, and to the
extent not tendered by check attached
hereto, authorization to charge the
extension fee, or any other fee
required in connection with this Paper
to Account No. 06-1378.

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each of the black-colored light blocking areas and white colored light-transmitting areas in sections 62a and 64a, respectively.

It is respectfully submitted that this submission is in full compliance with all outstanding Patent Office drawing requirements. Approval and entry of the corrected sheets of formal drawings submitted herewith is respectfully requested.

Respectfully submitted,



Leonard Holtz, Esq.
Reg. No. 22,974

Encl.:

Two (2) sheets corrected
formal drawing

Dated: February 27, 2002

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